

# MEMORANDUM

Agenda Item No. 11(A)(11)

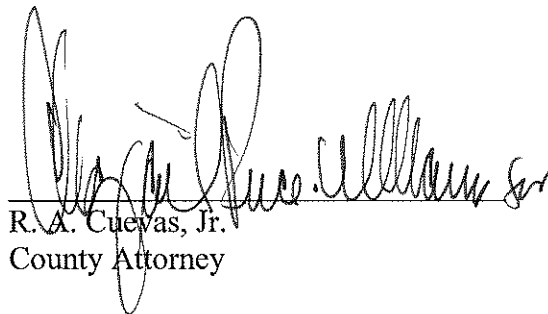
**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** September 17, 2013

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Resolution waiving by a two-thirds (2/3) vote of the members present the term limit pursuant to Section 2-11.38.2 of the Code of Miami-Dade County for and reappointing Ronald T. Fulton to the Miami-Dade County Commission on Disability Issues

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.



R. A. Cuevas, Jr.  
County Attorney

RAC/smm




# MEMORANDUM

(Revised)

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** September 17, 2013

**FROM:**   
R. A. Cuevas, Jr.  
County Attorney

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Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☒ Applicable legislation requires more than a majority vote (i.e., 2/3's ☒, 3/5's ☐, unanimous ☐) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(11)  
9-17-13

RESOLUTION NO. \_\_\_\_\_

RESOLUTION WAIVING BY A TWO-THIRDS (2/3) VOTE OF  
THE MEMBERS PRESENT THE TERM LIMIT PURSUANT  
TO SECTION 2-11.38.2 OF THE CODE OF MIAMI-DADE  
COUNTY FOR AND REAPPOINTING RONALD T. FULTON  
TO THE MIAMI-DADE COUNTY COMMISSION ON  
DISABILITY ISSUES

**WHEREAS**, Ronald T. Fulton has served as a member of the Miami-Dade County  
Commission on Disability Issues ("CODI") since April 13, 2004; and

**WHEREAS**, Mr. Fulton is active in the local disability community and has demonstrated  
a commitment to advocate on behalf of disabled residents of Miami-Dade County and the goals  
of Miami-Dade County Commission on Disability Issues; and

**WHEREAS**, Mr. Fulton desires to continue serving as a member of Miami-Dade County  
Commission on Disability Issues; and

**WHEREAS**, Mr. Fulton has served two (2) consecutive and complete terms of four (4)  
years; and

**WHEREAS**, Section 2-11.38.2 of the Code of Miami-Dade County, states "no board  
member shall serve more than eight (8) consecutive years on any one (1) board....  
Notwithstanding the foregoing, the Board of County Commissioners may, by resolution adopted  
by a two-thirds (2/3) vote of members present, waive the restriction that a particular member of a  
board may not serve more than eight (8) consecutive years on that board"; and

**WHEREAS**, the Board desires to reappoint Mr. Fulton to serve as a member of Miami-  
Dade County Commission on Disability Issues,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:**

**Section 1.** The foregoing recitals are incorporated in this resolution and are approved.

**Section 2.** Pursuant to Section 2-11.38.2 of the Code of Miami-Dade County, the Board by a two-thirds (2/3) vote of its members present, hereby waives the term limit requirement for Ronald T. Fulton.

**Section 3.** The Board reappoints Ronald T. Fulton to the Miami-Dade County Commission on Disability Issues for a term of four (4) years.

The Prime Sponsor of the foregoing resolution is Commissioner Dennis C. Moss. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman

Lynda Bell, Vice Chair

Bruno A. Barreiro

Jose "Pepe" Diaz

Sally A. Heyman

Jean Monestime

Sen. Javier D. Souto

Juan C. Zapata

Esteban L. Bovo, Jr.

Audrey M. Edmonson

Barbara J. Jordan

Dennis C. Moss

Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 17<sup>th</sup> day of September, 2013. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Shanika A. Graves